

OCT 28 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission  
(including this sheet)

9

Application Number

10/798,240

Filing Date

March 11, 2004

First Named Inventor

Carter et al.

Group Art Unit

2681

Examiner Name

Attorney Docket No.

2635.CIRQ.NP

## ENCLOSURES (check all that apply)

- ☐ Amendment / Response
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Appeal Communication:
- ☐ Appeal Notice
- ☐ Appeal Brief
- ☐ Reply Brief
- ☐ Assignment with Cover Sheet
- ☐ Certified Copy of Priority Document(s)
- ☐ Check in the amount of \$\_\_
- ☒ Credit card authorization in the amount of \$ 1,990.00
- ☒ Declaration & Power of Attorney
- ☐ Drawings \_\_ sheets
- ☐ Formal ☐ Informal

- ☒ Extension of Time Request  
3<sup>rd</sup> month
- ☒ Fee Calculation Table
- ☐ Information Disclosure Statement
- ☐ Form 1449
- ☐ Copies of IDS References
- ☐ Issue Fee Transmittal & Advance Order

- ☐ Maintenance Fee Transmittal  
\_\_ year
- ☒ Missing Parts Response
- ☐ Notification of Change of Attorney Address & Docket Number
- ☒ Return Postcard
- ☐ Revocation & Power of Attorney
- ☐ Status Inquiry
- ☐ Other:

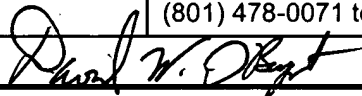
Remarks

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Attorney for Applicant

David W. O'Bryant, Registration No. 39,793  
 MORRISS O'BRYANT COMPAGNI, P.C.  
 136 South Main Street, Suite 700  
 Salt Lake City, Utah 84101  
 (801) 478-0071 telephone; (801) 478-0076 facsimile

Signature



Date

10/22/04

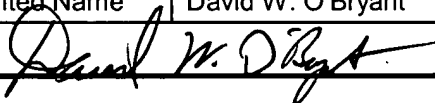
## CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or Printed Name

David W. O'Bryant

Signature



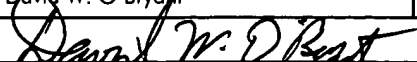
Date

10/22/04

<b>OFFICE TRANSMITTAL</b> <b>for FY 2004</b> <small>Patent fees are subject to annual revision.</small> <b>OCT 28 2004</b>		<i>Complete if Known</i>	
		Application Number	10/798,240
		Filing Date	March 11, 2004
		First Named Inventor	Carter et al.
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Examiner Name	
		Group Art Unit	2681
TOTAL AMOUNT OF PAYMENT (\$) <b>1,990.00</b>		Attorney Docket No.	2635.CIRQ.NP

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)						
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None										
<input checked="" type="checkbox"/> Deposit Account: Deposit Account: <span style="border: 1px solid black; padding: 5px; display: inline-block;">50-0881</span>										
The Commissioner is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except the filing fee to the above-identified deposit account.										
FEE CALCULATION										
1. BASIC FILING FEE										
Large Entity		Small Entity								
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid					
1001	790	2001	395	Utility filing fee	790.00					
1002	350	2002	175	Design filing fee						
1003	550	2003	275	Plant filing fee						
1004	790	2004	395	Reissue filing fee						
1005	160	2005	80	Provisional filing fee						
SUBTOTAL (1)				(\$)		790.00				
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE										
		Extra Claims	Fee from below	Fee Paid						
Total Claims	25	20**	5	X	18.00	=	90.00			
Independent	3	3**	0	X	9.00	=	0.00			
Multiple Dependent						=				
Large Entity		Small Entity								
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid					
1202	18	2202	9	Claims in excess of 20						
1201	88	2201	44	Independent claims in excess of 3						
1203	300	2203	150	Multiple dependent claim, if not paid						
1204	88	2204	44	**Reissue independent claims over original						
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent						
SUBTOTAL (2)				(\$)		90.00				
				Other fee (specify) _____						
				*Reduced by Basic Filing Fee Paid						
				SUBTOTAL (3)		(\$)		1,110.00		

SUBMITTED BY

Name (Print/Type)	David W. O'Bryon	Registration No.	39,793	Telephone	(801) 478-0071
Signature				Date	10/22/04

JFW



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/798,240	03/11/2004	Carter	2635.CIRQ.NP

CONFIRMATION NO. 3555

## FORMALITIES LETTER



\*OC000000012788607\*

26986  
 MORRIS O'BRYANT COMPAGNI, P.C.  
 136 SOUTH MAIN STREET  
 SUITE 700  
 SALT LAKE CITY, UT 84101

Date Mailed: 05/27/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$90 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

10/29/2004 RMEBRAHT 00000083 10798240

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1202	90.00 OP

Total additional fee(s) required for this application is \$990 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$90**

- **\$90** for **5** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

B. To

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE